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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------|----------------------|------------------|
| 10/726,797 | 12/03/2003 | Jin Degen | 15865.2a.1 | 6106 |
| 22913 | 7590 | 03/17/2006 | EXAMINER | |
| WORKMAN NYDEGGER (F/K/A WORKMAN NYDEGGER & SEELEY) 60 EAST SOUTH TEMPLE 1000 EAGLE GATE TOWER SALT LAKE CITY, UT 84111 | | | WILKENS, JANET MARIE | |
| | | | ART UNIT | PAPER NUMBER |
| | | | 3637 | |
| DATE MAILED: 03/17/2006 | | | | |

Please find below and/or attached an Office communication concerning this application or proceeding.

| | | | |
|------------------------------|-------------------------------|------------------------------|--|
| Office Action Summary | Application No. 10/726,797 | Applicant(s) DEGEN ET AL. | |
| | Examiner Janet M. Wilkens | Art Unit 3637 | |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 27 December 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-24 is/are pending in the application.
4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 23 and 24 is/are allowed.
- 6) ☒ Claim(s) 1, 4, 5, 11, 12 and 14-22 is/are rejected.
- 7) ☒ Claim(s) 2, 3, 6-10 and 13 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) Paper No(s)/Mail Date _____ | 6) <input checked="" type="checkbox"/> Other: <u>Attachment A</u> . |

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 1, 4, 5, 11, 12, and 14-22 are rejected under 35 U.S.C. 103(a) as being unpatentable over McGraw in view of McBrayer et al. McGraw teaches a table (Fig. 2; see Attachment A) comprising: a plastic table top having a top portion, a bottom portion and a pair of spaced apart generally L-shaped brackets extending outwardly from the bottom portion. The vertical portions of the brackets are plastic, integral with the table top, include a hollow interior portion and can be considered as receiving portions with bottom and lateral portions (each portion is marked with lines). Another portion of each of the brackets is an angle iron (45) which is attached to the respective vertical portion and forms the horizontal portion of each of the L-shaped brackets. The brackets and bottom portion of the table define a chamber. Also, a pair of legs (50) is connected to the table top (via column 10) and a keyboard tray (44) is slidably disposed in the chamber. For claims 1, 12, 20, ^{and 21} 21, McGraw fails to teach that a drawer is slidably disposed in the chamber. McBrayer teaches a keyboard drawer (Fig. 6) that is slidably disposed in a chamber. It would have been obvious to one of ordinary skill in the art at the time of the invention to modify the table of McGraw by using an alternate support for its keyboard, e.g. using a keyboard drawer such as is taught by McBrayer instead of the keyboard tray presently used, since these supports are functionally equivalent and it

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appears that either type of support would work equally well in the table of McGraw. Furthermore, a keyboard drawer, when in its stored condition, would help prevent dust, etc. from settling on the keyboard, because of its sides, front wall and back wall. Note: product by process claims are given no weight in article claims.

Allowable Subject Matter

Claims 2, 3, 6-10 and 13 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Claims 23 and 24 are allowed. For claim 23, McGraw (as well as the other cited prior art) fails to teach plastic L-shaped brackets which are integrally formed with a table top and each include an L-shaped angle iron disposed in a corner thereof. For claim 24, McGraw fails to teach a table top with L-shaped brackets which are integrally formed there with. The table top also includes a lip depending from the bottom surface thereof and extending downwardly at the same level as the brackets. Within the lip is a notch having a length the corresponding to the space between the brackets.

Response to Arguments

Applicant's arguments with respect to the claims have been considered but are moot in view of the new ground(s) of rejection.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Janet M. Wilkens whose telephone number is (571) 272-6869. The examiner can normally be reached on Monday-Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Lanna Mai can be reached on (571) 272-6867. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Wilkens
March 15, 2006



JANET M. WILKENS
PRIMARY EXAMINER
Art 3637

FIG. 2

